



Judge Russ Kendig

United States Bankruptcy Court, Northern District of Ohio
Ralph Regula Federal Building and U.S. Courthouse
401 McKinley Ave., S.W.
Canton, Ohio 44702
(330) 458-2440

DATE: July 10, 2018
TO: Attorneys practicing in the Youngstown court
FROM: Judge Kendig
RE: MFRS in Youngstown chapter 13 cases

I recently entered a new administrative order concerning motions for relief from stay and/or abandonment (“MFRS”) for chapter 13 Youngstown cases. This was necessary because my presence in Youngstown is limited. Minor changes to the current procedure were necessary to accommodate the requirements of § 362. Counsel should be aware of the following:

1. The preliminary hearing used in the notice will not go forward. When no objection is filed, movant may upload an order after expiration of the objection deadline. In cases in which an objection is filed, movant shall contact the courtroom deputy no less than two (2) days prior to the preliminary hearing and request a final hearing date. Movant shall provide notice of the final hearing.
2. The order constitutes authority for continuation of the stay as provided by 11 U.S.C. § 362(e). If a party does not agree to continuation, it shall file a motion for an expedited hearing.

Any questions concerning the MFRS procedure should be directed to Anita Pribula, courtroom deputy, at (330) 458-2478.